

#3

Case No. 10716/66

Genentech and CuraGen Nos. P1887R1-2 and CURA-338

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled CGI-69 COMPOSITIONS AND METHODS OF USE, the specification of which:

- ☐ is attached hereto.
☒ was filed on June 22, 2001 as Application Serial No. 09/888,358.
☐ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)Priority Claimed

(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

(Application Serial No.)	(Filing Date)
60/213,307	June 22, 2000

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.)	(Filing Date)	(Status-patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Signature

Full name of sole or first inventor

Residence

Citizenship

Post Office Address

Sean H. Adams

22 Aldebaran Drive Randolph Township, NJ 07869

USA

22 Aldebaran Drive Randolph Township, NJ 07869

Date: 12/7/01

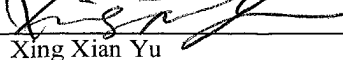
BRINKS HOFER GILSON & LIONE

P.O. Box 10395

Chicago, IL 60610

(312) 321-4200

Inventor's Signature _____ Date: _____
Full name of second joint inventor, if any David Lewin
Residence 298 Lawrence Street, New Haven, CT 06511
Citizenship US
Post Office Address 298 Lawrence Street, New Haven, CT 06511

Inventor's Signature  Date: 09/14/01
Full name of third joint inventor Xing Xian Yu
Residence 117 W. Hillside Blvd, Apt E, San Mateo, CA 94403
Citizenship China
Post Office Address 117 W. Hillside Blvd, Apt E, San Mateo, CA 94403

Inventor's Signature _____ Date: _____
Full name of fourth joint inventor _____
Residence _____
Citizenship _____
Post Office Address _____

Inventor's Signature _____ Date: _____
Full name of fifth joint inventor _____
Residence _____
Citizenship _____
Post Office Address _____

Inventor's Signature _____ Date: _____
Full name of sixth joint inventor _____
Residence _____
Citizenship _____
Post Office Address _____

Inventor's Signature _____ Date: _____
Full name of seventh joint inventor _____
Residence _____
Citizenship _____
Post Office Address _____

DECLARATION FOR PATENT APPLICATION

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Prior Foreign Application(s)

Priority Claimed

☐ Yes ☐ No

(Number)	(Country)	(Day/Month/Year Filed)
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Inventor's Signature

Date:

Full name of sole or first inventor

Sean H. Adams

Residence

2308 Casa Bona Avenue, Belmont, California 94002

Citizenship

US

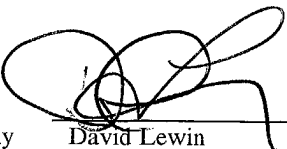
Post Office Address

2308 Casa Bona Avenue, Belmont, California 94002

BRINKS HOFER GILSON & LIONE

P.O. Box 10395
Chicago, IL 60610
(312) 321-4200

Inventor's Signature
Full name of second joint inventor, if any
Residence
Citizenship
Post Office Address



David Lewin

298 Lawrence Street, New Haven, CT 06511

US

298 Lawrence Street, New Haven, CT 06511

Date: 9/17/01

Inventor's Signature
Full name of third joint inventor
Residence
Citizenship
Post Office Address

Xing Xian Yu

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China

117 W. Hillsdale Blvd, Apt E, San Mateo, CA 94403

Date: _____

Inventor's Signature
Full name of fourth joint inventor
Residence
Citizenship
Post Office Address

Date: _____

Inventor's Signature
Full name of fifth joint inventor
Residence
Citizenship
Post Office Address

Date: _____

Inventor's Signature
Full name of sixth joint inventor
Residence
Citizenship
Post Office Address

Date: _____

Inventor's Signature
Full name of seventh joint inventor
Residence
Citizenship
Post Office Address

Date: _____



Case No. **10716-66**
Genentech/CuraGen Nos. P1887R1 and CURA-338

Inventors: Sean H. Adams; David Lewin and Xing Xian Yu
Title: CGI-69 COMPOSITIONS AND METHODS OF USE

POWER OF ATTORNEY

The specification of the above-identified patent application:
☐ is attached hereto
☒ was filed on June 22, 2001 as application Serial No. 09/888,358

I hereby revoke all previously granted powers of attorney in the above-identified patent application and appoint the following attorneys to prosecute said patent application and to transact all business in the Patent and Trademark Office connected therewith:

Brinks Hofer Gilson & Lione

Paul E. Rauch, Ph.D. - Reg. No. 38,591
K. Shannon Mrksich, Ph.D. - Reg. No. 36,675

Please address all correspondence and telephone calls to Paul E. Rauch, Ph.D. in care of:

Brinks Hofer Gilson & Lione
P.O. Box 10395
Chicago, IL 60610
(312) 321-4200

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature: _____

Name: _____

Title: _____

George Xixis, Esq.
Intellectual Property Counsel
CuraGen Corporation

Date: _____

9/17/2001



Case No. **10716-66**
Genentech/CuraGen Nos. P1887R1-2 and CURA-338

Inventors: Sean H. Adams; David Lewin and Xing Xian Yu

Title: CGI-69 COMPOSITIONS AND METHODS OF USE

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Signature:

Name:

Title:

Timothy R. Schwartz, Ph.D.

Section Patent Attorney (Authorized Corporate Signatory)
Genentech, Inc.

Date:

10/16/01